

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
                                  )  
Plaintiff,                 )  
                                  )  
v.                            )      Case No. 4:08CR3067  
                                  )  
GARY ZIERKE,                 )  
                                  )  
Defendant.                 )

**ORDER**

THIS MATTER comes before the Court on defendant's Request to File Motion Under Seal, filing no. 69. The Court, being fully advised in the premises, finds that said Motion should be granted.

IT IS THEREFORE ORDERED that, pursuant to NECrimR 49.3(c) and (d), defendant's filings 70 and 71 shall remain filed under seal.

DATED this 5<sup>th</sup> day of December, 2008

BY THE COURT:

s/ *David L. Piester*  
David L. Piester  
United States Magistrate Judge